

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

<b>PAWEL BORK</b>	)	
	)	
<i>Plaintiff</i>	)	<b>Case No. 1:21-cv-05943</b>
	)	
<i>v.</i>	)	<b>Judge Charles P. Kocoras</b>
	)	
<b>HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY</b>	)	<b>Magistrate Judge M. David Weisman</b>
	)	
<i>Defendant</i>	)	

**HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY’S  
UNOPPOSED MOTION FOR SUBSTITUTION OF AETNA AS DEFENDANT,  
VOLUNTARY DISMISSAL OF HARTFORD, AND TO AMEND THE CASE CAPTION**

Defendant, HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY  
("Hartford"), by its attorney, Warren von Schleicher of Smith von Schleicher & Associates,  
submits its Unopposed Motion for Substitution of Aetna Life Insurance Company ("Aetna") as  
Defendant, Voluntary Dismissal of Hartford, and to Amend the Case Caption:

1. Plaintiff, in the Complaint, seeks payment of disability benefits under a group insurance policy ("Group Policy") governed by ERISA. The Complaint names Hartford as the defendant.
2. Hartford’s undersigned counsel, who also is counsel for Aetna, stipulates that Aetna is the proper defendant in this lawsuit, and that Aetna issued and is the insurer of the Group Policy. Aetna waives service of summons. Plaintiff stipulates to the voluntary dismissal of Hartford without prejudice.
3. Hartford respectfully requests that the Court (i) substitute "Aetna Life Insurance Company" as the defendant, (ii) dismiss Hartford from the lawsuit without prejudice, and (iii)

direct that the Clerk of the Court amend the case caption to list “Aetna Life Insurance Company” as the sole defendant, in order for Aetna to be a filing party on ECF.

4. Upon amendment of the case caption, Hartford’s undersigned counsel will file an appearance on behalf of Aetna.

5. Although Aetna has signed a waiver of service of summons, Aetna agrees to file its responsive pleading to the Complaint within 28 days, by January 31, 2022.

6. Counsel have conferred and Plaintiff does not object to this Unopposed Motion. This Unopposed Motion is presented for the above stated legitimate reasons and not for purposes of delay. No party will be prejudiced by the granting of this Unopposed Motion.

WHEREFORE, defendant, HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY, respectfully requests that the Court grant its Unopposed Motion for Substitution of Aetna as Defendant, Voluntary Dismissal of Hartford, and to Amend the Case Caption.

Respectfully submitted,

Warren von Schleicher (IL-6197189)  
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By: /s/ Warren von Schleicher  
Attorney for Defendant,  
Hartford Life and Accident Insurance Company

## **CERTIFICATE OF SERVICE**

I certify that on January 3, 2022, I electronically filed the foregoing with the Clerk of the above Court using the CM/ECF system, which will send notification of such filing on the following attorneys:

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